

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **Direct Vial Surface Sorbent Micro Extraction Device and Method**, the specification of which

(check : X is attached hereto.  
one) \_\_\_\_\_ was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 (a)-(d) of any foreign application(s) for patent or inventor's certificate listed below or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application on which priority is claimed: **NONE**.

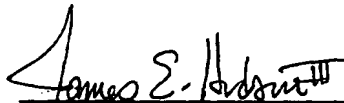
I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below: **NONE**.

CERTIFICATION OF MAILING UNDER 37 C.F.R. § 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below in an envelope as "Express Mail Post Office to Addressee": Mailing Label Number **ER 216 164 183 US** addressed to the Mail Stop Patent Application, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date:

Sept 16, 2003

  
James E. Hudson III

Registration number: 41,081

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose material information as defined in the Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the international filing date of this application: **NONE**.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

As a named inventor, I hereby appoint the following attorney and/or agent to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Kenneth A. Keeling (Reg. No. 31,842)  
James E. Hudson III (Reg. No. 41,081)

Send correspondence to:

**KEELING HUDSON L.L.C.**  
901 North Post Oak Road  
Houston, Texas 77024-3845  
Telephone (713) 680-1447  
Facsimile (713) 680-8567

|                         |  |
|-------------------------|--|
| Full Name of Inventor   | First Name, Middle Initial, Last Name<br><b>Robert H. Wohleb</b>   |
| Residence & Citizenship | City, State, Country of Citizenship<br><b>Gig Harbor, Washington, A U.S. Citizen</b>                         |
| Post Office Address     | Post Office Address, City, State or Country, Zip<br><b>P.O. Box 2657, Gig Harbor, Washington, 98335, USA</b> |

SIGNATURE: \_\_\_\_\_

**Robert H. Wohleb**

DATE: \_\_\_\_\_

**9/5/03**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Robert H. Wohleb

Serial No.:

Filed:

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Art Unit:

Examiner:

For: Direct Vial Surface Sorbent Micro Extraction Device and Method

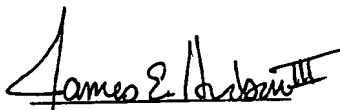
Mail Stop Patent Application  
Commissioner for Patents  
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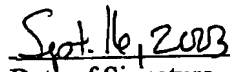
September 16, 2003

**CERTIFICATE OF MAILING OF DECLARATION AND**

**POWER OF ATTORNEY**

I hereby certify that this Declaration and Power of Attorney is being deposited with the United States Postal Service as Express Mail Post Office to Addressee, Mailing Number ER 216 164 183 US in an envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
James E. Hudson III

  
Date of Signature

September 16, 2003  
Keeling Hudson L.L.C.  
901 N. Post Oak Road  
Houston, Texas 77024-3845  
(713) 680-1447  
(713) 680-8567 FAX

**Box No. VIII (ii) "DECLARATION: ENTITLEMENT TO APPLY FOR AND BE GRANTED A PATENT"**

*The declaration must conform to the standardized wording provided for in Section 212; see Notes to Boxes Nos. VIII, VIII (i) to (v) (in general) and the specific Notes to Box No. VIII (ii). If this Box is not used, this sheet should not be included in the request.*

Declaration as to the applicant's entitlement, as at the international filing date, to apply for and be granted a patent (Rules 4.17(ii) and 51bis.1(a)(ii)), in a case where the declaration under Rule 4.17(iv) is not appropriate:

Combined declaration as to the applicant's entitlement, as at the international filing date, to apply for and be granted a patent (Rules 4.17(ii) and 51bis.1(a)(ii)) and as to the identity of the inventor (Rules 4.17(i) and 51bis.1(a)(i)), in a case where the declaration under Rule 4.17(iv) is not appropriate:

in relation to this international application, VICI Gig Harbor Group, Inc. is entitled to apply for and be granted a patent by virtue of the following:

(i) Robert H. Wohleb of P.O. Box 2657, Gig Harbor, Washington, U.S.A., and Martin Okiro of P.O. Box 2657, Gig Harbor, Washington, U.S.A., are the inventors of the subject matter for which protection is sought by way of this international application;

(ii) VICI Gig Harbor Group, Inc. is entitled as employer of the inventors Robert H. Wohleb and Martin Okiro;

(iii) an assignment from Robert H. Wohleb to VICI Gig Harbor Group, Inc., dated 10 September 2004;

(iv) an assignment from Martin Okiro to VICI Gig Harbor Group, Inc., dated 10 September 2004; and

(v) this declaration is made for the purposes of:  
(a) all designations.

☐ This declaration is continued on the following sheet, "Continuation of Box No. VIII (ii)".

**Box No. VIII (ii) DECLARATION: ENTITLEMENT TO CLAIM PRIORITY**

*The declaration must conform to the standardized wording provided for in Section 213; see Notes to Boxes Nos. VIII, VIII (i) to (v) (in general) and the specific Notes to Box No. VIII (ii). If this Box is not used, this sheet should not be included in the request.*

Declaration as to the applicant's entitlement, as at the international filing date, to claim the priority of the earlier application specified below, where the applicant is not the applicant who filed the earlier application or where the applicant's name has changed since the filing of the earlier application (Rules 4.17(iii) and 51bis.1(a)(iii)):

in relation to this international application, VICI Gig Harbor Group, Inc. is entitled to claim priority of earlier US application No. 10/663,955 by virtue of the following:

- (i) VICI Gig Harbor Group, Inc. is entitled as employer of the inventors, Robert H. Wohleb and Martin Okiro;
- (ii) an assignment from Robert H. Wohleb to VICI Gig Harbor Group, Inc., dated 10 September 2004;
- (iii) an assignment from Martin Okiro to VICI Gig Harbor Group, Inc., dated 10 September 2004; and
- (iv) this declaration is made for the purposes of:
  - (a) all designations.

☐ This declaration is continued on the following sheet, "Continuation of Box No. VIII (iii)".

**Box No. VIII (iv) DECLARATION: INVENTORSHIP** (only for the purposes of the designation of the United States of America)  
*The declaration must conform to the following standardized wording provided for in Section 214; see Notes to Boxes Nos. VIII, VIII (i) to (v) (in general) and the specific Notes to Box No. VIII (iv). If this Box is not used, this sheet should not be included in the request.*

**Declaration of inventorship (Rules 4.17(iv) and 51bis.1(a)(iv))  
 for the purposes of the designation of the United States of America:**

I hereby declare that I believe I am the original, first and sole (if only one inventor is listed below) or joint (if more than one inventor is listed below) inventor of the subject matter which is claimed and for which a patent is sought.

This declaration is directed to the international application of which it forms a part (if filing declaration with application).

This declaration is directed to international application No. PCT/..... (if furnishing declaration pursuant to Rule 26ter).

I hereby declare that my residence, mailing address, and citizenship are as stated next to my name.

I hereby state that I have reviewed and understand the contents of the above-identified international application, including the claims of said application. I have identified in the request of said application, in compliance with PCT Rule 4.10, any claim to foreign priority, and I have identified below, under the heading "Prior Applications," by application number, country or Member of the World Trade Organization, day, month and year of filing, any application for a patent or inventor's certificate filed in a country other than the United States of America, including any PCT international application designating at least one country other than the United States of America, having a filing date before that of the application on which foreign priority is claimed.

Prior Applications: .....

I hereby acknowledge the duty to disclose information that is known by me to be material to patentability as defined by 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the PCT international filing date of the continuation-in-part application.

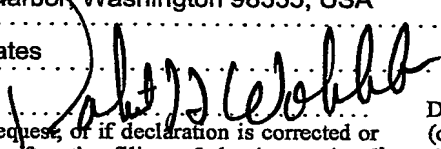
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name: Robert H. Wohleb .....

Residence: Gig Harbor, Washington  
 (city and either US state, if applicable, or country) .....

Mailing Address: P.O. Box 2657  
 Gig Harbor, Washington 98335, USA .....

Citizenship: United States .....

Inventor's Signature:  .....


Date: 15 September 2004  
 (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)

Name: Martin Okiro .....

Residence: Gig Harbor, Washington  
 (city and either US state, if applicable, or country) .....

Mailing Address: P.O. Box 2657  
 Gig Harbor, Washington 98335, USA .....

Citizenship: Kenya .....

Inventor's Signature:  .....

Date: 15<sup>th</sup> September 2004  
 (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)

☒ This declaration is continued on the following sheet, "Continuation of Box No. VIII (iv)".